A bill declaring a misprint in certain names therein

A bill to incorporate the Decatur County Medical Social

A bill to legalize the publication of the lands returned, and remaing delinquent, and the sales thereof for taxes due part of the House.

The Speaker laid A bill declaring the name of Ann Frankbower, a mis-

A bill repealing all laws allowing docket fees except in certain cases.

A bill changing the time of holding the Probate Court of the county of Delaware.

A bill relating to road tax in Elkhart county. A bill empowering the commissioners of Kosciusko county to hold certain real estate.

A bill repealing the act entitled an act to amend the 4th article of the 16th chapter of the Revised Statutes of 1843, so far as the same relates to the counties of Washington J. W. Wright received and Jackson, in which the concurrence of the Senate was requested.

Petitions Presented. By Mr. Stewart, of George Carl Smith, praying for a

portion of the school fund, to establish German schools, to teach the German language; referred to the Committee on Education. By Mr. Davis: referred to the committee on Claims

without reading. By Mr. Robinson, of Stephen Greenley; referred to a

Select Committee. By Mr. Hamrick, of Elizabeth Lister ; referred to a Select

By Mr. Murphy, of R. M. Cooper and others; referred to the Judiciary committee. By Mr. Rockhill, of H. Rudisell and others : referred R. Mayhew received - - -

to the committee on the Judiciary.

Reports Made. By Mr. Hamrick, from the committee on Roads, reporting a bill relating to new roads, with certain amendments. Mr. Orth moved that the county of Tippecanoe be ex- of State. empted from its provisions; also by Mr. Marsh, that the counties of Steuben, Noble, DeKalb and Lagrange be exempted; by Mr. Osborn, that the counties of Porter, Lake and Laporte be exempted; by Mr. Cuppy, exempting Whitley and Huntington; by Mr. Ellis, that the county of Knox be exempted; by Mr. Miller, to exempt the county of Crawford; by Mr. Murphy, to exempt the county of Henry; all of which were adopted.

H. J. Harris received

D. Maguite received

Scattering,

Douglas Maguire having votes given, was declared do

The convention then adjo When, on motion, The He

Mr. Edmonston moved that the bill be referred to a committee, that the provisions of the bill may conform to the wishes of gentlemen wishing any changes therein. Motion withdrawn.

Further amended by Mr. English, exempting the coun ties of Vermillion, Jackson and Scott; by Mr. Howell, mittee on Finance. exempting Perry; by Mr. Allison, exempting Green county; by Mr. Berry of Franklin, exempting Blackford, Jay and Franklin; by Mr. Jackson, exempting Madison and Hancock counties; by Mr. Robinson, exempting Decatur. Mr. Parks moved that all the counties not named in the

bill be exempted; not adopted. Mr. Verbrike moved that the bill be laid on the table; By Mr. Taber, reporting a bill for the relief of John

By Mr. Edmonston, reporting a bill, providing for the recovery of damages assessed, for injury done to private property taken for the construction of the Wabash and Erie Canal; with certain amendments; which were con-

curred in and passed to a second reading. A message was received from the House inviting the Senste into the House instanter, to go into the election of President Judge of the 9th Judicial Circuit. On motion, the Senate reciprocated the invitation; when

the Senate proceeded into the House. After the election, the Senate returning to their Chamber, adjourned. AFTERNOON SESSION.

The Senate met. Resolutions Introduced.

By Mr. Logan, requesting that the Committee on Military Affairs be allowed a clerk; not adopted. By Mr. Clements, instructing the Judiciary committee to revise and amend the 13th chapter of the Revised Statutes of 1843, relating to the duties of county auditors and school commissioners; adopted. Bills Introduced.

By Mr. Hamrick, a bill to change the mode of electing county surveyors. By Mr. Coats, a bill to amend the law on the subject of adjusting the estates of intestates; referred to the commit- the bill and amendment. tee on the Judiciary.

Mr. Robinson moved to take up the bill for the relief of Joseph Dickey and David Queen. Mr Hamrick said as this bill called money from the Treasury, he wished information on the subject.

Mr. Robinson replied that he had made inquiry at the proper place and he was satisfied that relief ought to be adonted. granted in the premises, and would vote for it. The bill Bills Passed or Referred.

committee on Finance. A bill to authorize the Governor of the State to order a

special election for Representatives to Congress in certain cases : referred to the committee on the Judiciary. A message was recieved from the House, inviting the Senate to attend on the right of the Speaker's Chair in the election of Auditor and Treasurer of State; when, on motion, the Senate proceeded to the House.

Senate returned from the House of Representatives, and On motion, adjourned.

HOUSE OF REPRESENTATIVES.

Tuesday, December 15, 1846. Mr Jenison, member elect from Hamilton county, appeared, was qualified, and took his seat. The Speaker laid before the House the report of H. Rudesill, the commissioner appointed to ascertain the damage sustained by the estate of G. W. Brackenridge.

Petitions Presented. By Mr Miller, from Charles Harrison, and others, on the subject of a road leading from the mouth of Patoka, to Owensville, Gibson county. By Mc Harrison, from citizens of Carroll and Tippecano ounties, on the subject of a new county; laid on the table. By Mr Mason, from - McCarter, praying relief; re-ferred to a select committee, consisting of Mr Mason and

By Mr Noel, from N. Bolton, for relief. ection for religious meetings, especially for camp meet-

Mr Palmer reported back the bill, without amendment, re-pealing the "Fraud Law;" which was then recommitted to the judiciary committee.

Mr Huffstetter reported a bill to vacate certain streets and alleys in the town of Orleans, in Orange county; passed to a second reading. Mr Wise reported a bill in relation to a certain Congres-ional township in Jefferson county; passed to a second

Resolutions Introduced. Mr Holland, that the committee on education inquire

into the expediency of requiring teachers to be thoroughly acquainted with English grammar and arithmetic before they receive any of the school money; adopted.

By Mr Carr of C., that the committee on the judiciary be instructed to inquire into the expediency of making a law to present law. quiet the titles of persons owning lands in the district comfor the officers and soldiers who served under General George Rodgers Clark, in his expeditions against the Indians, and to seport a bill for that purpose, if it is found practicable to frame one consistently with the constitution of the State and There was a great dissatisfaction in his county relative to

the just rights of all parties; adopted.

By Mr Thompson, that the judiciary committee inquire into the expediency of amending the execution law so as to author- law. The people of Knox, he was sorry to say, paid ten ize the execution plaintiff to direct the officer upon what property of the execution defendant to levy, (which may be subject to execution,) or provide that the property levied upon shall bring one-half of its appraised value; adopted.

By Mr Thomas, that the judiciary committee inquire into the expediency of so amending the law, that creditors may have the benefit of a capias ad respondendum, by filing an law was so changed, that it was necessary to print the list, affidavit that the defendants are indebted to them, and are he had heard of no dissatisfaction in his county, excepting about to leave the country for parts unknown; adopted,

By Mr Hatfield, that the committee on education inquire into the expediency of amending the school law, so as to place the funds for school purposes in the hands of township trustees of the several counties, to loan at interest, as other

into the expediency of placing the funds for school purposes in the hands of township trustees in the several counties, to

loan at interest, as other school funds; adopted.

By Mr Lewis, that the committee on roads inquire into
the expediency of amending the road law, providing that a
road once opened and worked, the law shall not become

into the Hall of the House, for the purpose of electing a pre-

## e Indiana State Sentinel

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Messrs Fuller and Colms were appointed tellers on the of taking advantage of the delinquent. If economy was Mr. Battell, member elect from the county of Vanderthe object, to print the list would be an inducement to pay burgh, appeared and took his seat. The Speaker laid before the House the report of the superup the taxes and save the expense.

ntendent of the Wabash and Erie canal. Mr Palmer, on leave, introduced a bill to amend an act for the relief of purchasers of canal lands; read a second time, Mr Fuller, on leave, introduced a bill for the relief of the

voters of Warrick county. Mt Mason, on leave, introduced a bill to declare a part of Salt Creek a public highway. Mr Suit, on leave, introduced a bill to define the width of roads in Clinton and Tippecanoe counties.

The Senate now came in, and proceeded, in joint conven ion, to ballot for judge of the eighth judicial circuit. The following is the result: 1st 2d 3d 4th 71 73 73 73 68 71 73 74 H. P. Biddle received

Scattering. H. P. Biddle having received a majority of all the votes given, was declared duly elected. The House adjourned.

AFTERNOON SESSION. The Speaker laid before the House the bill authorizing settlement between the State and the former superintenden of the State Prison, accompanied by the Governor's veto. The question being, "Shall the bill pass, notwithstanding the Governor's veto?"—aye 1, noes 84.

By resolution of Mr Noel, the Senate was invited into the House, for the purpose of electing an Auditor and Treasurer of State, when the joint convention proceeded to ballot for Treasurer of State-Messis Crookshank and Harvey

S. Hanna received -Mr Hanna having received a majority given, was declared duly elected. The convention then proceeded to the election of Audito

Douglas Maguire having received a majority of all the votes given, was declared duly elected.

The convention then adjourned. When, on motion, The House acjourned.

WEDNESDAY, Dec. 16, 1846.

Senate met. The President laid before the Senate a report from the commissioners of the Sinking Fund. Referred to the com-Also, the report of the branch of the State Bank a

Richmond. Referred to the committee on the State Bank. Petitions and Remonstrances presented. without reading.

and Jeffersonville, against the increase of pay of the Pilots at the falls of the Ohio. Also, by Mr. Davis, of citizens of New Albany on the same subject. Both referred to the select committee. Reports made and Referred.

By Mr. Read, a remenstrance of citizens of Madison

By Mr. Parks, reporting a bill authorizing the letting out of the public printing to the lowest bidder, and reco mending its passage. Passed to a second reading. By Mr. Clements, of a bitl on the subject of publishing

delinquent lists, with amendments. Mr. Holloway said the bill had but one defect, if h understood it, it allowed but 6 per cent. If the gentlemen understood the subject, it appeared to him they would not offer such an insult to the printers. Why was it that gen-tlemen who come up here full of professions of sympathy for the mechanic, should thus treat that laborious body of mechanics! It seemed to him that there was a studious effort for some time pasi to reduce the price of the printer. Mr. Verbrike said he caused the introduction of that

bill. His reason was, that the expense of publishing the delinquent list under the present law was so exorbitant structions. that his constituents were unable to pay the price of printing; and if the Auditor of the county was permitted in the county where no papers were published, to publish the list in manuscript, it would be of little expense. Mr. Edmonston called for the reading of the section re

lating to 6 per cent. Mr. Berry, of Franklin, moved to indefinitely postpone

Mr. Clements remarked that it would be better to have no publication of the delinquents than the present plan, for that plan was an onerous burthen on the people. He the amendment proposed by Mr Ellis. thought it better to have the lists published in manuscript

by the several county Auditors. Mr. Howell moved to lay the bill on the table. Mr. Holloway said that the printing of these lists wa necessary, for the reason that the greater portion of the deinquents were non-residents, and they could have no

A bill exempting the Volunteers in the Mexican War other means of knowing their delinquency; again there the Ohio river; passed to a second reading.

from payment of taxes the present year; referred to the were many even in the county where the paper was pubwere many even in the county where the paper was published, who by this means only, could have a knowledge Treasurer of State to furnish the Senate with a copy of the of their delinquency-for if they did not take the papers award in favor of Joel B. Caboun against the State. they had neighbors who did. He would prefer the present law, as the printer received barely enough now. Mr. Read said it certainly was necessary to non-residents

as no other means could be used to their advantage. He was in favor of the present law. Mr. Parks remarked, that the bill was not introduced for the purpose of insulting the printer; but he thought the present system was too burdensome on the people-he

was for cutting down the printing of the delinquent lists, to a reasonable price. In the county of Morgan, the publication of the list for that county was \$250; and in the little county of Brown it was \$60.

Mr. Holloway replied that he had no personal interest in the matter; he had refused to print the list, when in the business, for the reason that it would have cost more to pay a workman to print it, than he could have gotten for red to a select committee. the publication. In his county, there was but a small list of \$25. The reason of this was, his county paid up its taxes. The counties that did not pay up their taxes, of select committee. course would have a longer list, and cost more. The

means of obviating expense, was to pay up the taxes. Mr. Osborn, after an amusing introduction, said that it was said it cost something to print the delinquent list; well, it cost something to print Sheriff's advertisement notices, &c.,-the gentlemen had reduced the question to By Mr Tait, from citizens of Ohio county, praying further dollars and cents. It cost something to print books—to get an education. Did we live only to fill our pockets with dollars? Have we to do nothing for the mindthink of nothing else? We were placed here to improve ourselves—the country—mankind. We should do all to spread information before the people, particularly (on the ground taken by the favorers of the bill) when to their

A message was received from the House, reporting bill passed, requesting the concurrence of the Senate. Mr. Allison was anxious to view the matter favorable to the present law on the subject, but he was sorry to say he was unable to do so. It was said there was nothing onerous in the present law, for the reason that the delinquent had to foot the bill, for printing the same. Was it not enough for him to pay his tax ! He did not think the bill

before the Senate perfect, but thought it better than the Mr. Verbrike said it cost Hendricks county \$300 to monly called "Clark's Grant," being the lands appropriated print their delinquent list; to write it out, and post it up by the State of Virginia before the formation of this State, in manuscript would cost but \$60. It was certainly strange the gentlemen were so anxious to haul in their wagons, and not let Hendricks county use their slide.

the present system. Mr. Ellis remarked that he was favorable to the present times as much as those of Wayne, yet the printing was no more there than in Wayne. To rid themselves of this amount of expense, the taxes must be paid. When the law was so that the list was published in manuscript, the delinquents never had knowledge of their taxes. Since the probably among a few that it was published in a Democratic newspaper, and not in a Whig one. The question referred to a select committee. was, is it too great an amount to pay one dollar a square for the printing. He would ask gentlemen who preferred the bill before the Senate, to make inquiries relative to the school funds; adopted.

By Mr Harfield, that the committee on education inquire labor and the proper remuneration for printing delinquent

Mr. Berry of M. was not prepared to vote for the indefinite postponement of the bill. He lived in the brush, but still he pretended to know the feelings of not only his own constituents, but those living in other counties. It seemed to him that if the printer could not afford to publish the list at the price allowed in the bill that it would be bet-By Mr Huff, that the judiciary committee inquire into the expediency of empowering county commissioners to make allowance to persons arresting fugitives, for time and money spent, when it cannot be made from the property of the fugitive, from the county treasury; adopted.

By Mr Haffield, instructing the committee on roads to inquire into the expediency of amending the existing road laws so as to require persons to work four days upon the roads, instead of two; adopted.

By Mr Carr of L. that the Secrete he invited instantant.

By Mr Carr of L., that the Secate be invited, instanter, tax-payer living in the interior to whom the paper could be sent, would never see the manuscript, and thus those specu-ators lying around the county seat would have the means

INDIANAPOLIS; DECEMBER 24, 1846:

manuscript in his county.

present law. The greater amount of delinquents in his 300 copies ordered to be printed. county were residents, and would prefer the manuscript The bill for the relief of the voters of Warrick county, might be given. If the gentlemen, however, were diswas read the second time.

The ayes and noes were called and resulted as follows: Aves-Messrs, Beard, Berry of Franklin, Bowers, Coats, vote at any place they may see proper.] Coffin, Conner, Cuppy, Davis, Day, Ellis, Holloway, Logan, Marsh, Morgan, Murphy, Orth, Robinson, Rockhill, Simpson and Stewart-20.

Hamrick, Handy, Hardin, Howell, Jackson, Miller, Milligan, Milliken, Montgomery, Osborn, Parks, Read, Stock- to vote, when they can easily go to another place and cast grounds. well, Taber, Verbrike, Waters, Winchell and Zenor-28. Mr Edmonston moved to loy the bill on the table; adopted, By Mr Osborn, as chairman of the committee on education. reported a bill incorporating Anderson's Collegiate Institution.

Moved to be referred to the committee on corporations; Mr Berry of Franklin moved to amend the bill, froviding that the property of Mr Anderson be not exempted from taxes; not adopted.

Mr Logan moved to reconsider the reference of the bill not reconsidered; passed to a third reading on to-morrow. By Mr Stockwell, reporting a bill for the divorce of Catharine Scweetsayer, recommending its passage.

By Mc Miller, reporting a bill for the divorce of M

lins, and recommending its passage. By Mr Milligan, reporting a bill to amend the law relating to the laws of practice in the eleventh judicial circuit, with an amendment excepting the counties of Blackford and Jay from the provisions of the bill; amendment adopted and the

By Mr Zenor, reporting a bill for the divorce of David T. Bagerly, and recommending its passage. Resolutions Introduced. By Mr Holloway, that the State Printer state to the Senate

whether the amount allowed by law for the State printing is a just and fair price; adopted. By Mr Verbrike, instructing the committee on canals and internal improvements to provide that applicants for damages of the several county Treasurers and Auditors in the State. known to be the case. done to their lands by any of the public works, shall make Adopted. outh, first, that their land is not as valuable as it would have been had not the public work been made; second, if their

produce is not enhanced in price; adopted. By Mr Log n, that the committee ou finance be instructed to inquire into the expediency of passing a law by the Gen-By Mr. Ellis. Referred to the judiciary committee eral Assembly, requiring all holders of State treasury notes bearing six per cent. interest, to present them for paymen and redemption at the State treasury, or at such other place or places as the Treasurer of State may provide and designate, on or before the — day of —, in the year 1845; and that all notes not presented for such purpose on or before that time, shall cease to bear interest thereafter; and that the said committee have leave to report by bill or otherwise. By Mr Clements, instructing the committee on the judiciary to amend the 214th section of the Revised Statutes of Adopted. 1843, chapter 40, so that parties to suits be not estopped by

> conveyances, or instrument negotiable by the law merchant : Bills Introduced.

> any rule of the common law from pleading and showing the

want of consideration, to any instrument, other than land

By Mr Milliken, authorizing the citizens of Lawrenceburgh, in Dearborn county, to turnpike roads. By Mr Allison, providing for a new mode of advertising delinquent lists, By Mr Osborn, authorizing the clerks of circuit courts to issue writs in certain cases.

ORDERS OF THE DAY. A bill providing for the assessment of damages done by the Wabash and Erie canal; read a third time. Mr Robinson moved to recommit the bill to the committee on canals and internal improvements, with certain in-

While this motion was under consideration. The Seate adjourned. ATTERNOON SESTION.

Senate met. When the question on the recommitment of the bill providing for the assessment of damages on private property taken for the construction of the Wabash and Eile canal, with instructions to amend, was taken up, and decided in Mr Ellis moved to recommit the bill, with instructions to

Mr Orth moved that the Senate unanimously consent to The question was then taken on the motion of Mr Ellis, and the bill was recommitted. Mr Ellis moved to return the same to the cor

canals and internal improvements; negatived. Mr Orth moved to refer to a select committee; the Senate Leave was granted to Mr Milliken to report a bill provid- adopted. ing for the increase of the number of pilots at the falls of

Leave was granted to Mr Orth to make a report of bill No 24, with an amendment, and on motion, the report was concurred in, and the bill passed. The President laid before the Senate the report of the

operintendent of the lunatic assylum. Mr Coffin moved that 100 copies be printed. Mr Montgomery moved that 250 copies be printed. The latter motion was adopted. The Senate adjourned.

HOUSE OF REPRESENTATIVES. WEDNESDAY, Dec. 16. The House met.

Petitions Presented. By Mr. Hanna, from crtizens of Carroll county, to inorporate a manufacturing company near Delphi; refer-

By Mr. Meredith, from citizens of Wayne county, to vacate certain streets in Cambridge City; referred to a

Also, from certain German citizens, on the subject of into the expediency of giving to the several townships in German schools; referred to the committee previously By Mr. Norton, from citizens of Elkhart, to do away

with the appraisement laws in certain cases; referred to

Bills introduced and read the first time. By Mr. Harvey, to change the name of James Morris Smith to that of James Morris Vestal.

By Mr. Smiley, to extend the term of the board doing county business in Tippecanoe county. By Mr. Tackett, to amend certain sections of the Re vised Statutes.

By Mr. Nofsinger, for the benefit of the Parke county Mr. Huddleston, on leave, introduced a resolution instructing the committee on roads to inquire what further legislation is necessary to protect the Cumberland road, and such materials as have been provided by the General

Government, for the use of said road; adopted By Mr. Harlan, for the further relief of the securities of James A. Kindle; which was read three several times

By Mr. Sleeth, to repeal a certain act for the benefit of supervisors as far as Shelby county is concerned.

By Mr. Green, to extend the jurisdiction of justices.

By Mr. Julian, to reduce the price of the Revised Stat-

By Mr. Wiley, to repeal certain sections of the Revised Mr. Dunham, on leave, introduced a resolution of in-

quiry in relation to the board of county commissioners eing composed of one person from each township, to be dent of the State Prison; referred to the committee on the elected by the legal voters of said township; adopted. Mr. Moore, on leave, introduced a resolution inquiring into the propriety of purchasers of canal lands having a re-survey of their lands at their own expense. Mr. Holman opposed the resolution. He thought the Legislature had, throughout their whole session, man fested a determination to oppress the purchaser of canal

The resolution was laid on the table. By Mr. Suit, to extend the benefit of certain acts for the relief of purchasers of canal lands to Clinton county

Bills of the Senate read the third time and passed. Bill for the relief of Victor Pepin. To authorize a nolle prosequi entered in an indictment n the Dubois circuit court. To authorize a special term of the Madison circuit

Bills of the House read the third time and passed. For the better regulation of the board doing county business in the county of Warrick; to establish a State road between Steuben and Dekalb counties; to incorpo rate the Cliffy band of musicians in Decatur county; to vacate certain streets and alleys in Noblesville, Hamilton county; relative to the probate court of Fayette county; relative to swinging gates on highways; to vacate a part of the town of Blairsville, in Posey county; relating to

the probate courts in Allen county.

A number of bills passed their second reading.

The House then, upon motion of Mr. Huddleston, ad AFTERNOON SESSION.

Mr. Allison never was in favor of reducing the price of ses of Floyd, being read the second time, Mr. Carr of L. the bill would pass upon its merits. He was aware, howlabor of any set of men-but it would be better to put the moved to refer the bill to the committee of Ways and ever, of the constitutional scruples relative to divorces by tion to laying out, roads, so as to leave the width of such money into the county treasury than to put it into the Means, with instructions to make its provisions general. . the Legis ature.

land in his county belonging to non-residents were paid. committee to inquire in relation to the reduction of Clerks made, unless there was a desire to tomshawk the bill It structed to report a bill for the better regulation of the Indi-The greater part of the list of delinquents in his county of Circuit Courts and Sheriff's fees; referred with the inwere residents. Then the best plan would be to publish in structions.

By Mr H.

Mr. Jackson preferred the bill before the Senate to the Trustees of the Lunatic Asylum; laid on the table, and Mr. Orth said it would be better to have a reference

[The bill authorizes the voters of Warrick county to Mr. Fuller said the object of this bill was to give the posed to Leg slative divorces. Our State courts were perof high water, the voters were frequently unable to get to Union; and were generally liberal. By that means notice ternal improvements.

their votes, if the law would permit them. Mr. Thompson moved to commit the bill to the com nit-Mr. Thompson moved to commit the bill to the commit-tee on elections with instructions to make its provisions tain doubts as to its constitutionality. If a Senator got up

the instructions, and it was so referred. Mr. Dunham, on leave, introduced a bill to provide for a ettlement with the former superintendent of the State the Buncombe order. He be leved he knew something of mittee. Penitentiary, which was read the first and second times | constitutional law. It was decided by our courts, that and referred to the committee on the State Prison.

Mr. Noel introduced a resolution instructing the com-Mr. Noel introduced a resolution instructing the com-mittee on the Judiciary to inquire whether James P. Drake, constitutional. While he had a seat in the Senate, he one of the Directors of the State Bank, on the part of the would pay more regard for his oath than to vote for apy State, had not vacated his office, by voluntarily leaving the such messure. He never knew any petition for divorce State and accepting a military office in the service of the but good reasons were always given, if the petition was to

United States in Mexico. Adopted. By Mr. Shields, that the committee on the Judiciary enquire whether further legislation is necessary to authorize Clerks of Probate courts to administer oaths connected sons given.

with the discharge of their duties. Adopted. Mr. Holman introduced a bill to fix the salary of the Mr. Hicks, a resolution, instructing the inquiry by the committee of Ways and Means, in relation to the fces

Mr. Thompson, a bill to amend the Statutes in relation to the collection of debts and enforcing decrees in chance-Mr. Harvey, a bill in relation to the service of subpoe-

nas in Chancery. Read the first time. Mr. Palmer, a bill in relation to courts in the 8th judicial district. Passed to the second reading. the other. Mr. Noel, a resolution directing the committee on Benevolent and Scientific Institutions to inquire into the has a right to annul a contract, he presumed the legislacauses that led to the recent withdrawal or discharge of ture could make a contract. Upon that presumption he certain real estate; for the relief of Yictor A. Pepin; to author-

Mr. Osborn, a bill, in relation to jurors in Sullivan county. Ordered to the second reading. On motion of Mr. Stanfield, the House adjourned.

Dumb Asylum, with power to send for books and papers.

SENATE. THURSDAY, Dec. 17, 1846.

Senate met. A message was received from the House, informing the mate of the passage of certain bills. Petitions Presented. By Mr. Clements: referred without reading.

By Mr. Waters; referred without reading. By Mr. Murphy, of John B. Semans, and others, Pubishers and Editors, that a uniform and general law be passed upon the subject of printing legal advertisements ; laid upon the table. Reports from Standing Committees.

By Mr. Parks, from the committee on Finance, report-By Mr. Orth, from the committee on the Judiciary, re- divorce bills of last winter, it cost some \$200. porting a bill, amending the execution laws, and recomnending the indefinite postponement of the same; con-

By Mr. Orth, from the same committee, reporting a bill

deceased, and recommending its passage; passed to a second reading. By Mr. Holloway, from the same committee, reporting bill amending an act for the incorporation of the city of Richmond, and recommending its passage.

By Mr. Osborn, from the same committee, reporting bill No. 32, with an amendment; the amendment was By Mr. Murphy, from the same committee, reporting bill authorizing the Governor to order special elections for

Representatives to Congress, in certain cases. Reports from Sele:t Committees. By Mr. Hamrick, reporting a bill for the divorce of

Resolutions. By Mr. Hamer, that the committee on the Judiciary nquire into the expediency of courts using their discre- Jackson, Miller, Milligan, Milliken, Montgomery, Osborn, tion in granting divorces where abandonment has taken | Parks, Read, Rockhill, Simpson, Stockwell, Taber, Waplace for one year; adopted. By Mr. Edmonston, that the committee on Benevolent

Institutions inquire into the cause of the discharge of Mrs. A. W. Johnson, Matron, from the Deaf and Dumb Asylum; adopted. By Mr. Berry of Monroe, that the committee on Education inquire into the expediency of amending the law relative to compensating the judges, clerks, and inspectors

of elections; adopted. By Mr. Allison, that Mr. H. F. West furnish the resul of his investigations, relative to the common school system, to the committee on Education; and that they report the same; not adopted. By Mr Green, that the committee on Education inquire

the State, the management of the School Fund; not By Mr. Clements, that the Judiciary committee inquire into the expediency of amending the 143d and 145th sections of Chap, 40 of the Rev. Code of 1843; adopted.

Bills Introduced. By Mr. Read, relative to guardians of insone persons ferred to the committee on the Judiciary. Bills Passed, or Referred.

A bill for the relief of James A. Kendall's securities; referred to a select committee. A bill legalizing the sale of delinquent lands, returned in the years 1844 and 1845 in Shelby county; passed. A bill incorporating the Decattir Medical Society : moyed to refer to the committee on Corporations; not adopted. A message was received from the House, informing the Senate of the passage of the bill for the relief of David

Queen, and Joseph Dickey. Also, of a bill providing for a settlement with the keeper of the State Prison. day of -; but, in consequence of high water, he did not Mr. Orth moved to amend the bill for the incorporation of the Decatur Medical Society, by adding to the last sec-

that advocated by the association.' Moved by Mr. Berry of Franklin, that the amendment be laid upon the table; adopted; and the bill was passed. A bill providing for a settlement with the Superinten

Senate adjourned. AFTERNOON SESSION.

Senate met. Leave was granted to Mr. Orth to report bill No. 87. providing for a settlement with the Superintendent of the

Orders of the day. Bills Passed, or Referred. A bill to incorporate Anderson's Collegiate Institution. Mr. Berry of Franklin moved to amend by reserving te the Legislature the right to repeal the charter: the property reverting to the several donors, on the repeal thereof. He thought the bill prevented taxation of the private concurred in. property of Mr. Anderson, by this means evading taxa-

Mr. Davis said it was a well known fact, that when a orporation was chartered, and property donated thereto, the donation by the present law was excepted from taxa- in Posey county; ordered to a third reading ion, if for the purposes of education.

He moved to lay the amendment on the table. aves and noes being called, resulted as follows: ayes 24, noes 22; so it was laid upon the table.

Mr. Marsh moved to strike out the provision, "that no

shall cause a forfeiture of the charter of the Institution."

Mr. Davis moved to lay the amendment on the table; in certain cases; referred to the Judiciary committee.

A bill divorcing David T. Baggerly was taken up, and Mr. Ellis moved to refer the bill to the committee on the Judiciary. 1

Resolutions Introduced.

By Mr. Clements, from the committee on Roads, reporting a bill No. 20, relative to compensation of Supervisors of Roads, with an amendment; concurred in.

Reports from Select Committee on the of more than a reasonable and just commensation for more than a reasonable and j

mission of the performance of the provisions of said bill

he knew but little about it. But he wished to have the county; ado; ted. The bill providing for a reduction of the county expengratification of having it pass the Senate. He hoped when he may deem necessary a adopted.

By Mr Dole, that the Principal clerk employ an assistant when he may deem necessary and opted.

pockets of the printer. The taxes of nine-tenths of the Mr. Crookshank moved to amend by instructing the Mr. Edmo.iston did not know why the motion was of Legislative divorces, they could show it now as well as The Speaker laid before the House the report of the at any other time. He wished to hear some remarks.

made-that a full exposition of the doctrines of divorces posed to grant such divorces, the several applicants could present session, grant the use of their Hall for the purpora

be put into one general bill, and all benefitted at once. . . Mr. Ellis made his motion in good faith. He was op-Nors-Berry of Monroe, Bradbury, Chenowith, Clem-ents. Edmonston, English, Goodenow, Green, Hamer, traverse the whole county, and when full, the people are spelication to the legislature. He certainly should vote often prevented from going to the place they are required against all legislative divorces, and on constitutional

> Mr. Davis remarked, if this was the first app'ication for here and st ted his belief in the facts charged, he was to Mesers Secrest and Yaryan advocated its reference with be believed; and, he asked, if Senators were prepared to ment; read twice, and referred to the judiciary committee.

vote against a bill under such circumstances. marriage was a civil contract, and carried with it all the be believed. He asked no further testimony in this particular matter before the Senate, as to its justice, than the

Mr. Edmonston did not wish to enter into a constitutional argument. If there was a constitutional objection Auditor of Miami county. Passed to the second reading. to these kind of measures, the question would have been Fisher and Minerva Ridge, to Francis Anthony and Minerva settled long ago by the action of the legislature, and the Greenwood; passed to a second reading. seal of condemnation set upon it; but the contrary was

He wished to know in what light the marriage contract by the constitution was viewed as a civil contract! He believed that all contracts, relating to realty, should be rery. Read twice and referred to the Judiciary committee. duced to writing by the Statutes. He wished to know whether this contract was a real or a rersonal one. It passed to a second reading. mixed, he presumed the constitution bore upon one part only of the contract, and the legislature might act upon

Mr. Orth said it was a civil contract. If the legislature Mrs. Mary A. W. Johnson as Matron from the Deaf and offered as an amendment, that - and - of Tippeca- ize the sale of certain school lands in the county of Crawford; noe county, should be bound in the hands of matrimony. to repeal a joint resolution establishing the per diem allo They were both poor, and desirous of marriage, so far as ance of probate judges in Greene county; to repeal an act for he knew; but he presumed the Senate would consent, for the relief of Lagrange county; to amend the law in relation reasons of economy. He knew nothing of those persons named in his amendment; but he presumed they wished to be married. He knew nothing of the persons named in the hill, could be your then, to separate them? He knew nothing of the persons named in the hill, could be your then, to separate them? He knew the bill, could be vo'e, then, to separate them ! He knew passed. nothing of the real estate of the husband, but should be act blindly, without hearing both parties, and drive perhaps reading, and passed to the third. an innocent and spotless character upon the cold world ! The legislature might do injustice; it should be careful of following bad precedents, or setting an example for future at its fall term. subject. Why should the legislature act upon divorces? Is not the action of the courts of the State sufficiently ample? The courts are open to all—they are open to the high and the low. He would not offer his amendment in seriousness—he only drew it up to show the absurdity of 160 acres of land, rendering null, civil contracts. If the Senate would per-

an expense to the people to grant d vorces in the courts of ces, let that be tested by the proper tribunals. If the and Auditor in relation to the "Fraud Law." for the relief of Eilen Bigger, widow of Sainuel Bigger, gentlemen were desirous of testing it, let an indictment be By Mr Palmer, a bill to change the name of Richardville had, and his word for it, no conviction would follow under county to that of Howard; read three several times and the constitution or laws. As to the expense, that was no passed. question for the legislature. The legislature was not to decide who shou'd be heard, and who not heard. It was said the other branch of the legislature had signified a disposition against divorces. That was no rule of action for the Senate-it should not influence the action of Senators -they had to act according to their opinion of their duty. certain bills therein named. being called, resulted as follows:

Axes-Messrs. Allison, Bradbury, Chenowith, Conner, Ellis, Goodenow, Hamer, Hamrick, Logan, Marsh, Morgan, Murphy, Orth, Robinson, Stewart, Verbrike-16. NoEs-Mesers, Beard, Berry of Franklin, Berry of

Monroe, Bowers, Clements, Coffin, Davis, Day, Edmon- ferred. ston, English, Green, Handy, Hardin, Holloway, Howell, ters, Zenor-29; not so referred.

The Senate adjourned.

HOUSE OF REPRESENTATIVES. THURSDAY, December 17, 1846. Petitions Presented. By Mr Logan from sundry citizens, in relation to county inditor in Pike county i referred to a select committee. By Mr Huffstetter, from certain legatees of - Edmot

By Mr Osborn, from citizens of Sullivan county; referred to a select committee. Reports from Standing Committees. Mr Hendricks, from the committee on ways and means, Mr Secrest from the same committe reported a bill to post-

sone the payment of taxes charged against volunteers in the army of the United States; read three several times, and Mr Carr of L., from the same committee, reported back the bill to provide for patents on tax sales of Wabash and Erie canal lands, with one amendment; which was agreed to; when the bill was read a third time, and passed. Mr Colms, from the same committee, reported it inexpedient to legislate on the subject of the sale of lands delin-

quent for taxes; concurred in. Mr Ferguson, from the committee on the State Prison, reported back the bill providing for a settlement with the superintendent of the State Prison, without amendment; passed to a third reading.

Mr Thompson, from the committee on claims, reported nexpedient to legi-late on the prayer of William Smith. Mr Dugham made a statement of the facts in the case which was, that when the Secretary of State made proposals to distribute the laws of the last session, the petitioner was the lawest bidder. The Secretary informed him of that fact, and that the laws would be ready for delivery on the 10th

to a select committee; agreed to. Also, reported a bill for the relief of S. P. Morgan; recom-

mitted to a select committee.

swiller, and recommended its indefinite postponement. On motion of Mr Jones of B., the bill was laid on the Also, reported it inexpedient to legislate on the subject of the petition of N. Bolton; concurred in. Mr Dole, from the committee on canals and internal im-

ers of canal lands, amended. On motion of Mr Palmer, the hill and amendment was laid on the table The bill authorizes a postponement of the rale of t lands until October 1, 1847, and if not then paid, the land becomes forfei'ed, and it is to be sold on October 1, 1848.] Mr Logan reported back a bill for the reluf of purchasers of canal lands, and recommended that it be laid on the table ;

Mr Dole from the same committee, reported back the peti Mr Stewart of F., from the committee on the trust funds reported back the bill in relation to loaning the school funds

Mr Thompson reported back the bill for the relief, of Joseph Dickey and David Quinn, and recommended its passage; read a third time, and passed. Reports from Select Committees. Mr Hanna reported a bill to incorporate the Delphi Manu-facturing Company; read twice, and referred to the committee on corporations.

Mr Jones of B. reported a bill for the improvement the breed of horses in Blackford county; passed to a secon leading.

services, and if so, in what particular a reduction By Mr Dowling, that the committee on canals and interns?

improvements inquire into the expediency of memorializing Congress to pass a law authorizing and directing the Commissioner of the General Land Office to confirm the selection of the 35,219 acres of land made by the agents of this Eric in 1843, to and in the completion of the Wabash and Erie canal, notwithstanding said lands may not have been subject to " private entry;" adopted.

By Mr Powell, that it is inexpedient to enact laws of a By Mr Julian, on the subject of extending the jurisdiction

of justices of the peace over debts contracted in the town-Mr. Zenor said he had but little to say on the subject, as ship where he may reside, providing the debtor lives in the

road descretionary with the commissioner.

By Mr Tait, that the committee on military affeirs be in-

By Mr Hanna, on the subject of non-residents paying a road tax; adopted. By Mr Noel, on the subject of owners of land through which a road may pass, furnishing suitable timber for its construction; adopted.

By Mr Lemmonds, that this House will not, during the

of giving a conject, or for any exhibition, where money is required; adopted. The Speaker laid before the House the report of J. H.

By Mr Arnold, to make appropriation to J. H. Morley, for services on the Madison and Indianapolis railroad; referred to the committee on canals and internal improvements. By Mr Cravens, to amend and extend the pregent laws in

relation to the proceedings in domestic and foreign attach-

By Mr Hatfield, to provide for the election of township Mr. Robinson said he thought these matters rather of assessors in Hancock county; referred to a select com-By Mr Tait, to secure the county of Ohio a share of the

school fund; passed to a second reading.

By Mr Miller, to torm certain land in Gibson county into a Congressional township, for school purposes; passed to a

roads and highways; referred to the committee on roads.

By Mr Carr of C., to enable defendants in State cases to take depositions; passed to a second rending,

By Mr Gordon, to amend the charter of the Hagerstown

By Mr Dowling, to change the names of Francis Anthony By Mr, Harvey, in relation to proof of notice of publicaion; passed to a second reading.

By Mr Julian, to define the duties of county treasurers ; passed to a second reading. By Mr Secrest, to change the time of holding courts in the seventh judicial circuit, &c.; read first time, was a be

mini-trators in certain cases; passed to a second reading. On motion of Mr Holland, the House adjourned. AFTERNOON SESSION. Orders of the Day.

A large number of bills were then taken up on their second . Bills Passed.

To legalize the adjournment of the Decatur circuit cour probate court in Greene county. Reports from Select Committees.

Mr Holman reported back the bill fixing the salary of the By Mr. Parks, from the committee on Finance, reporting a bill for the relief of the volunteers in Mexico, and mend the embodying of all bills of the kind in one bill, as Mr. Haylan reported a bill to change the name of Eilen

> Also, reported a bill to locate a State road in the counties the State. As to the constitutionality of legislative divor- compensation for communicating intelligence to the Governor

The Senate met. A message was received from the House of the passage of The question was then taken, and the ayes and noce The President of the Schate laid before the Schate a communication from the State Printer; laid upon the table and

> Petitions Presented. By Mr. Edmonston, of Mr. Wm. D. Kelso; referred to a select committee. By Mr. Bowers, of certain citizens of Ripley county : re-

was referred the petition of Catharine Vickory and others praying for divorces, have had said petitions and the subject,

ther a contract has been violated and then to proceed to declare it buil and of no force.

So exten-ive is this power of the Courts that we take it upon us to say that no injustice can ever be done to any in-dividual by compelling him to resort to Courts of Justice for

the reputation and integrity of individuals, and frequently without testimony, and without suffering the other party interested in our decision to appear and controvert these chargees-we are called upon to enter a decree for divorce, withou settling, in that decree, a single one of the many rights pertaining to the marriage state. But suppose we give notice to the opp site party, have wifnesses summoned to appear before us, and (acting in the double capacity of Judge and Jurors) we proceed to adjudicate upon the rights of the parties litigant-why, not, in that event, ex-

to try an act of ejectment or pronounce a decire in Chancery, upon the varied and conflicting rights of our citizens, as to adjudicate in matters of divorce. If we act judicially in any case, why not in every case? Suppose, however, for the sake of argument, that we are sume the power to act in any judicial capacity and by so possibility we enter an erroneous decree, how is the error tobe corrected? The Constitution provides for a Supreme Court, but there is no provision by which a case can be ap-

attended with an enormous and unnecessary expense. You call upon one hundred and fifty men, at three dollars per day with the additional expense of clerks, door keepers, &c. &c., to perform the labor of a President Judge and his associates, Having a due regard to economy and being opposed to a

useless and extravagant expenditure of the people's money, your committee offer for adoption the following resolution and respectfully recommend its passage. Resorbed, That it is inexpedient to legislate on the subject Mr. Berry of F. moved to lay the report on the table : the

On motion of Mr. Murphy, the petition of Catharine Vickory was taken up and referred to a select committee.

The President laid before the Senate a communication from the Superintendent of the Wabash and Erie Canal; laid on the table.

Mr. Ellis said the bill would allow the administrator to set-tle without giving notice to the heirs that an ex parte settle-ment would be made and probably injustice rendered; the

By Mr Suit, to legalize certain acts of the county commissioners of Ciinton county; read three several times and

second reading.
By Mr Wood:uff, to protect wild fruit in Lake and Porter By Mr Scott, to fix the compensation of supervisors of

Canal Company, and to legalize their acts; passed to a second

By Mr Wolf, in relation to the duties of executors and ad-

action. He thought it inexpedient to legislate upon the To change the time of holding the August term of the Mr Noel reported back the joint resolution for the purpose of increasing the pay of the Volunteers in the service of the United States in Mexico, and also to grant them a bounty of

of county Treasurers, with an amendment; concurred in. a matter of economy in printing the laws. To print the Loudenburger to that of Eilen Loman; passed to a third Mr. Davis said, as to the question of economy, it was of Grant and Richardville; passed to a third reading.

Mr. Davis said, as to the question of economy, it was of Grant and Richardville; passed to a third reading.

Mr. Parket introduced the petition of George P. Smith, for Mr. Parket introduced the petition of George P. Smith, for

FRIDAY, Dec. 18, 1846.

of divorces generally under consideration, and after mature deliberation have instructed me to report said petitions back to the Senate, and to recommend that further legislation on the subject is altogether inexpedient Your committee have great doubts as to the Constitutional power of the Legislature to interfere with the marital algists.

But admitting the power to be in the Legislature, its exercise is inexpedient and unnecessary. The Courts of Justice are open alike to all our citizens, and ample power has long since been given to the Courts by law to grant divorces in almost every case.

tend our jurisdicti n to all other controversies that are cugnizant in the Courts of the State? We have the same right

Also, reported back the bill for the relief of Jacob Empealed from us, to that, or any other court, of final resort. Without extending this report, and adding many other rea-sons that might be assigned against legislative action on this subject, the committee will submit the same to the Senate, with the concluding remark that legislation on this subject is provements, reported back the bill for the relief of purchas-

unication from the Trustees for the education of the Blind; laid on the table. Mr. Ellis made a further report from the Judiciary commit-

The House adjourned.

250 copies ordered to be printed.

Reports from Standing Committees.

By Mr. Oth, making the following report from the committee on the Judiciary. Mr. Osborn dis-enting.
Mr. President—The Committee on the Judiciary to whom

of any individual. Indeed a majority of said committee believe the language of the Constitution clearly prohibits the, Legislature from impairing the validity of contracts or from son, to quiet a title in certain real estate; referred to a select exercising judicial functions in attempting to ascertain when

> Our action here may, and no doubt often does, provideles terious to the rights of individuals. An ex parte application is made, containing charges of the gravest character upon

motion was adopted.

Mr. Ellis then moved that the petitions returned with the report be referred to a select committee.

tce, reporting a bill for the settlement of intestate